

1 PILLSBURY WINTHROP SHAW  
PITTMAN LLP  
2 ROXANE A. POLIDORA #135972  
[roxane.polidora@pillsburylaw.com](mailto:roxane.polidora@pillsburylaw.com)  
3 50 Fremont Street, Fifth Floor  
Post Office Box 7880  
4 San Francisco, CA 94120-7880  
Telephone: (415) 983-1000  
5 Facsimile: (415) 983-1200

6 PILLSBURY WINTHROP SHAW  
PITTMAN LLP  
7 DOUGLAS R. TRIBBLE #116868  
CONNIE J. WOLFE #207661  
8 [douglas.tribble@pillsburylaw.com](mailto:douglas.tribble@pillsburylaw.com)  
[connie.wolfe@pillsburylaw.com](mailto:connie.wolfe@pillsburylaw.com)  
9 501 West Broadway, Suite 1100  
San Diego, CA 92126-3575  
10 Telephone: (619) 234-5000  
Facsimile: (619) 236-1995  
11 Attorneys for Defendants  
12 PACIFIC BELL TELEPHONE COMPANY,  
AT&T SERVICES, INC., AT&T INC. and  
13 AT&T OPERATIONS, INC.

KELLER GROVER, LLP  
JEFFREY F. KELLER #148005  
[jfkeller@kellergrover.com](mailto:jfkeller@kellergrover.com)  
1965 Market Street  
San Francisco, CA 94103  
Telephone: (415) 543-1305  
Facsimile: (415) 543-7861

JACOBS KOLTON, CHTD.  
JOHN G. JACOBS (*Pro Hac Vice*)  
BRYAN G. KOLTON (*Pro Hac Vice*)  
[jgjacobs@jacobskolton.com](mailto:jgjacobs@jacobskolton.com)  
[bgkolton@jacobskolton.com](mailto:bgkolton@jacobskolton.com)  
122 South Michigan Avenue, Suite 1850  
Chicago, IL 60603  
Telephone: (312) 427-4000  
Facsimile: (312) 427-1850

DAVID SCHACHMAN & ASSOC., PC  
DAVID SCHACHMAN (*Pro Hac Vice*)  
[ds@schachmanlaw.com](mailto:ds@schachmanlaw.com)  
122 South Michigan Avenue, Suite 1850  
Chicago, IL 60603  
Telephone: (312) 427-9500  
Facsimile: (312) 427-1850

Attorneys for Plaintiff JOY NWABUEZE  
and the Putative Class

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

19 \_\_\_\_\_  
20 JOY NWABUEZE, individually and on behalf )  
of a class of similarly situated individuals, )  
21 )  
Plaintiff, )  
22 )  
vs. )  
23 )  
AT&T INC., a Delaware corporation; )  
24 PACIFIC BELL TELEPHONE COMPANY )  
d/b/a AT&T CALIFORNIA, a California )  
25 corporation; AT&T SERVICES, INC., a )  
Delaware corporation; AT&T OPERATIONS, )  
26 INC., a Delaware corporation; and DOES 1 )  
through 21, )  
27 )  
Defendants. )  
28 \_\_\_\_\_

Case No. CV 09-01529 SI

STIPULATED REQUEST AND  
[Proposed] ORDER EXTENDING  
DEFENDANT AT&T, INC.'S TIME TO  
RESPOND TO FIRST AMENDED  
COMPLAINT  
[Local Rule 6-2]

Judge: Hon. Susan Illston

First Amended Class Action Complaint  
Filed: August 13, 2009

1 WHEREAS, Plaintiff Joy Nwabueze (“Plaintiff”) caused the Summons and  
2 Complaint in this action to be served on Defendant AT&T Inc. on April 30, 2009;

3 WHEREAS, Plaintiff subsequently filed a First Amended Complaint for Damages,  
4 Declaratory and Injunctive Relief on August 13, 2009;

5 WHEREAS, Defendant AT&T, Inc. filed a Motion to Dismiss for Lack of Personal  
6 Jurisdiction pursuant to Rule 12(b)(2) of the Federal Rules of Civil Procedure, on  
7 September 18, 2009, and that motion was taken off calendar pending the resolution of the  
8 Motion to Dismiss pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure filed  
9 by the other Defendants and joined by AT&T Inc. in the alternative;

10 WHEREAS, in a Minute Order dated February 4, 2011, the Court terminated all  
11 prior motions to dismiss and set March 18, 2011 as the date by which any such motions to  
12 dismiss must be refiled, if necessary;

13 WHEREAS, parties have been engaged in discussions regarding the possible  
14 dismissal without prejudice of Defendant AT&T, Inc., and require additional time to  
15 complete such discussions;

16 WHEREAS, Defendant AT&T, Inc. requested, and Plaintiff agreed, to stipulate to a  
17 thirty-day extension of the time until April 18, 2011, within which Defendant AT&T, Inc.  
18 must respond to the First Amended Complaint;

19 WHEREAS, on March 14, 2011, the Court entered an Order granting the thirty-day  
20 extension of time for Defendant AT&T, Inc. to respond to the First Amended Complaint.

21 WHEREAS, Defendant AT&T, Inc. requested, and Plaintiff agreed, to stipulate to  
22 an additional thirty-day extension of the time, until May 18, 2011, within which Defendant  
23 AT&T, Inc. must respond to the First Amended Complaint;

24 WHEREAS, the parties believe that deferring the issue of personal jurisdiction over  
25 Defendant AT&T, Inc. at this time will not delay the litigation and may instead realize  
26 efficiencies and judicial economy;

27 WHEREAS, the extension will not alter the date of any event or deadline already  
28 fixed by Court order other than Defendant AT&T, Inc.’s response date;

NOW THEREFORE, it is hereby stipulated by and between the parties, through their respective counsel, that Defendant AT&T Inc. shall have until May 18, 2011, within which to respond to Plaintiff's First Amended Complaint.

Dated: April 11, 2011.

PILLSBURY WINTHROP SHAW PITTMAN LLP  
ROXANE A. POLIDORA  
CONNIE J. WOLFE

By /s/ Roxane A. Polidora

Roxane A. Polidora  
Attorneys for Defendant  
AT&T INC.

Dated: April 11, 2011

KELLER GROVER, LLP  
JEFFREY F. KELLER

JACOBS KOLTON, CHTD.  
JOHN G. JACOBS  
BRYAN G. KOLTON

DAVID SCHACHMAN & ASSOC., PC  
DAVID SCHACHMAN

By /s/ John G. Jacobs

John G. Jacobs  
Attorneys for Plaintiff  
JOY NWABUEZE and the Putative Class

**ATTESTATION OF SIGNATURE  
(N.D. Cal. General Order 45)**

I, Roxane A. Polidora, hereby attest that concurrence in the filing of the following document: **STIPULATED REQUEST AND [Proposed] ORDER EXTENDING DEFENDANT AT&T, INC.'S TIME TO RESPOND TO FIRST AMENDED COMPLAINT [Local Rule 6-2]** has been obtained from all of the signatories.

Dated: April 11, 2011

/s/ Roxane A. Polidora

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED. The deadline for Defendant AT&T Inc. to answer or otherwise respond to the First Amended Complaint shall be and is hereby extended to May 18, 2011.

Date: 4/13/11



The Honorable Susan Illston  
United States District Judge

**CERTIFICATE OF SERVICE**

I hereby certify that on April 12, 2011, a true and correct copy of **STIPULATED REQUEST AND [Proposed] ORDER EXTENDING DEFENDANT AT&T, INC.'S TIME TO RESPOND TO FIRST AMENDED COMPLAINT [Local Rule 6-2]** was electronically transmitted to the Clerk of the Court using the ECF System for filing and transmittal of a Notice of Electronic Filing to all ECF registrants in this case.

  
Kathy Stout